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6 Attorneys for Defendant
Mr. Garcia
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Case No. 2:20-cr-181-JAM
11 Plaintiff,)
12 vs.) **STIPULATION AND ORDER TO CONTINUE**
13) **STATUS CONFERENCE AND EXCLUDE TIME**
MICHAEL GARCIA, et al.) Date: July 12, 2022
14 Defendants.) Time: 9:30 a.m.
15) Judge: Hon. John A. Mendez
_____)

16 IT IS HEREBY STIPULATED and agreed by and between United States Attorney
17 Phillip A. Talbert, through Assistant United States Attorney Adrian Kinsella, counsel for
18 Plaintiff; Federal Defender Heather Williams, through Assistant Federal Defender Hootan
19 Baigmohammadi, counsel for Defendant Michael Garcia; and Michael D. Long, counsel for
20 Nancy Garcia that the status hearing currently set for July 12, 2022 at 9:30 be continued to
21 October 4, 2022 at 9:30 a.m.

22 The parties specifically stipulate as follows:

- 23 1. Mr. and Ms. Garcia are the only defendants in the instant matter with pending
24 charges against them. Co-defendant Gonzalo Ruiz Garcia has had all charges
25 dismissed against him. Co-defendant Tylor Combs has pleaded guilty and been
26 sentenced.
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2. By previous order, this matter was set for a status on July 12, 2022 at 9:30 a.m.
3. By stipulation, Mr. Garcia now moves to continue the status conference to October 4, 2022 at 9:30 a.m.
4. The government has produced roughly 2,000 pages and various video and audio recordings in discovery.
5. Mr. Garcia requires additional time to review the discovery, investigate and research possible defenses, research potential pretrial motions, and explore potential resolutions to the case, and otherwise prepare for trial. Prior defense counsel for Mr. Garcia, Lexi Negin, recently retired. New defense counsel for Mr. Garcia, Hootan Baigmohammadi, needs additional time to familiarize himself with the case.
6. Mr. Garcia believes that failure to grant the requested continuance would deny him the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.
7. Neither the government nor Ms. Garcia object to the continuance.
8. For the purpose of computing time under 18 U.S.C. § 3161 *et seq.* (Speedy Trial Act), the parties request that the time period between July 12, 2022 and October 4, 2022, inclusive, be deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv) (Local Code T4), because it would result from a continuance granted by the Court at the defense's request, based on a finding that the ends of justice served by granting the continuance outweighs the best interest of the public, Mr. Garcia, and Ms. Garcia in a speedy trial.

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Respectfully submitted,

HEATHER E. WILLIAMS
Federal Defender

Date: June 30, 2022

/s/ Hootan Baigmohammadi
HOOTAN BAIGMOHAMMADI
Assistant Federal Defender
Attorneys for Mr. Garcia

Date: June 30, 2022

/s/ Michael D. Long
Michael D. Long
Attorney for Ms. Garcia

Date: June 30, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ Adrian Kinsella
Adrian Kinsella
Assistant United States Attorney
Attorneys for Plaintiff

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

Date: July 6, 2022

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

UNITED STATES DISTRICT COURT JUDGE